GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Health Medical & Family Welfare (Vigilance) Dept. – Allegations against Dr.M.Lavaraju, MO (Retd.), formerly at PHC., Rangampet, East Godavari District -Irregular drawal and payment of BCA, SCA and Additional HRA to certain staff in M&H Institutions in East Godavari District– Disciplinary action concluded- Punishment of 10% cut in the pension permanently imposed - Orders Cancelled-Fresh Show Cause Notice Issued-Explanation Submitted-Certain Clarification on recovery particulars Called for - Received-Misappropriated amount recovered- Further action dropped – Orders issued – Reg.

HEALTH MEDICAL AND FAMILY WELFARE (VC-II.1) DEPARTMENT

G.O.Rt.No.574. **Dated:02.11.2021.**
Read the following:-

Ref: 1. GORt.No.1503, HM&FW (VC.II.1) Dept., ded:20-11-2009.
2. Appeal petition of Dr.M.Lava Raju, CSRMO (Retired), dt. Nil.
3. Govt.Memo No. 15463/VC.II.1/2011-1, dt: 16-09-2011.
4. Govt.Memo No. 15463/VC.II.1/2011-07, dated:05-09-2013
5. Govt.Memo No. 15463/VC.II.1/2011-08, dated:06-11-2013
6. From the APAT, Hyd. orders dt.21/11/2013 in O.A.No.5190/2012.
7. G.O.Rt.No.215, HM&FW (VC.II.1) Dept., dt.18-02-2014
8. Govt.Memo No. 15463/VC.II.1/2011-09, dated:18-02-2014
9. From Dr. M. Lavaraju, MO (Retd.), formerly at PHC., Rangampet, EG District dt: 31-03-2015.
10. Govt. Memo.No.15463/VC.II.1/2011-12,dated:26-09-2015
11. From the DPH&FW, AP, Vijayawada, Rc.No.16974/VC I C/1992, dt.05.02.2021.
12. Govt. Memo.No.15463/VC.II.1/2011-17,dated:04-03-2021
13. From the DPH&FW, AP, Vijayawada, Rc.No.16974/VC I C/1992, dt.21.09.2021.

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ORDER:

Whereas in the reference 1st read above, the Govt concluded the disciplinary proceedings and imposed a penalty of 10% cut in pension permanently on Dr.M.Lavaraju, MO (Presently Retd.), formerly at PHC., Rangamplet, EG District on allegations of certain excess drawal amount in BCA, SCA and additional HRA by him and staff of PHC, Rangampet, EG Dist.

2. Whereas in the reference 2nd read above, an appeal petition was received from Dr.M.Lavaraju, MO (Presently Retd.), formerly at PHC., Rangampet, EG District in which he requested to set aside the punishment imposed against him and release full pension to him.

3. In the reference 3rd read above, the Director of Public Health & Family Welfare was requested to furnish her specific remarks on the appeal of the individual. Before receiving the remarks from the Head of the Department, Dr M Lavaraju filed an OA No. 5190 of 2012 in APAT where he has prayed the Hon'ble APAT to set aside the punishment orders and release all the pensionary benefits.

4. Whereas in the reference 4th and 5th read above, the Govt filed counter affidavit before the Hon'ble Tribunal. In the reference 6th read above, the Hon'ble tribunal has set aside the impugned punishment order on the ground of not giving a notice in writing with the reasons of dissent of enquiry report to the applicant and without affording such an opportunity to the applicant, the impugned order was issued imposing a penalty of 10 % cut in pension.

5. Whereas in the reference 7th read above, keeping in view of the orders of the Hon'ble Tribunal, the orders issued in G.O. Rt. No. 1503, HM&FW (VC.II.1) Dept., dt: 20-11-2009 imposing a penalty of 10% cut in pension permanently on Dr.M.Lava Raju, formerly Medical Officer at PHC., Rangampet, EG District. are cancelled.

(PTO).

6. Whereas in the reference 8th read above, a revised Show Cause Notice was issued to Dr.M.Lava Raju, formerly MO at PHC., Rangampet, EG District., calling for his explanation on the proposed punishment of 10% cut in pension permanently, duly indicating the disagreement factors.

7. Whereas in the reference 9th read above, Dr.M.Lava Raju, formerly MO at PHC., Rangampet, EG District submitted his explanation. After examination of the explanation, the Govt decided to obtain the details of recovery of the remaining excess drawn amount by him and the staff of PHCs, Rangampeta, EG Dist.

8. Whereas in the reference 10th read above, the Govt requested the DPH&FW to furnish the details of recovery of the remaining excess drawn amount by him and the staff of Primary Health Centers, Rangampeta, East Godavari District.

9. Whereas in the reference 11th read above, the DPH&FW submitted the recovery particulars, but as there was variation of the amount, in the reference 12th read above, the DPH&FW was requested for clarification.

10. Whereas in the reference 13th read above, the DPH&FW, A.P, Vijayawada have clarified that all the balance amount is recovered completely from Dr.M.Lava Raju, formerly MO (Retd.), at PHC., Rangampet, EG District and the staff of PHC Rangampet, EG Dist.

11. The Government after careful examination of the matter, have decided to drop further action against Dr.M.Lava Raju, formerly MO (Retd.), at PHC., Rangampet, EG District in the matter and to release the full pension along with all eligible benefits.

12. Accordingly further action against Dr.M.Lava Raju, formerly MO (Retd.), at PHC., Rangampet, EG District is dropped, and the full pension along with all eligible benefits shall be released.

13. The Director of Public Health and Family Welfare, Andhra Pradesh, Vijayawada shall take further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Dr.M.Lava Raju, formerly MO (Retd.), at PHC., Rangampet, EG District
through the Director of Public Health and Family Welfare, Andhra Pradesh, Vijayawada.
The Director of Public Health and Family Welfare, Andhra Pradesh, Vijayawada.
Copy to:
The OSD to Hon'ble Dy.CM (HFW&ME), AP, Secretariat.
The PS to Principal Secretary to Government, HM&FW Department,
AP, Secretariat.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER